

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/827,833	04/06/2001	Martin High	P05127US0

**CONFIRMATION NO. 6356**

22885  
ZARLEY MCKEE THOMTE VOORHEES & SEASE PLC  
SUITE 3200  
801 GRAND AVENUE  
DES MOINES, IA 50309-2721

**FORMALITIES LETTER**



\*OC000000006138697\*

Date Mailed: 06/01/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 1 - ATTORNEY/APPLICANT COPY



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Attorney Docket: P05127US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: HIGH, et al.

GROUP ART NO:

SERIAL NO: 09/827,833

FILED: April 6, 2001

TITLE: VARIABLE OPTICAL FILTER

**TRANSMITTAL LETTER**

Assistant Commissioner for Patents

ATTN: Box Missing Parts

Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of an Application with filing date granted, enclosed please find the following documents:

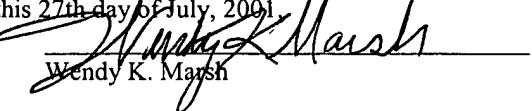
- (1) Declaration Not Accompanying Application and Power of Attorney, dated July 24, 2001 by co-inventor Gary Ball;
- (2) Declaration Not Accompanying Application and Power of Attorney for deceased co-inventor Martin High, signed by legal representative Wilson High dated June 20, 2001, legal representative Eleanor Samson dated June 18, 2001, and legal representative Gale Ladd dated June 28, 2001;
- (3) Proof of authority of the legal representatives listed in paragraph (2) to sign on behalf of co-inventor Martin High;
- (4) \$65.00 surcharge fee;
- (5) A copy of the Notice to File Missing Parts of Application.

If any additional fees are needed, please charge Deposit Account No. 26-0084.

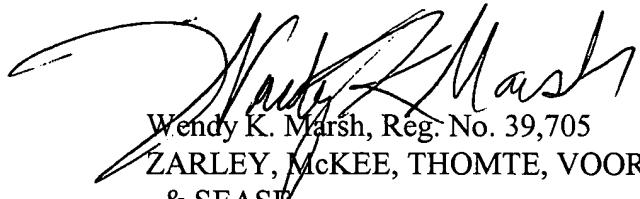
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**CERTIFICATE OF MAILING (37 C.F.R. § 1.8(a))**

I hereby certify that this paper and the documents referred to as enclosed are being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Assistant Commissioner for Trademarks, BOX MISSING PARTS, Washington, D.C. 20231, on this 27th day of July, 2001.

  
Wendy K. Marsh

Respectfully submitted,



Wendy K. Marsh, Reg. No. 39,705

ZARLEY, McKEE, THOMTE, VOORHEES  
& SEASE

801 Grand Avenue, Suite 3200

Des Moines, Iowa 50309-2721

Phone No. (515) 288-3667

Fax No. (515) 288-1338

**CUSTOMER NO: 22885**

Attorneys of Record

- WM -